

10/780,832

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Claims 19, 47, and 49 are pending in the application.

Claims 47 and 49 have been cancelled, leaving Claim 19 as the single remaining claim.

Applicant notes the Examiner's previous comment that "claim 19 has not been rejected over prior art."

35 U.S.C. §§102(e) and 103(a)

Claims 47 and 49 stand rejected under 35 U.S.C. §102(b) and/or § 103(a). Claims 47 and 49 have been canceled, making this rejection mute.

Double Patenting Rejection

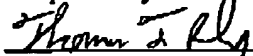
Claim 19 stands provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-3, 5-16, 18-20 and 22-26 of US 09/884,108 and US 6,762,245.

Patent Application 09/884,108 is being expressly abandoned. A copy of the Express Abandonment Form under 37 CFR 1.138 is attached for reference. Since application 09/884,108 has been expressly abandoned, the rejection is now mute.

A terminal disclaimer is attached to this response to obviate the obviousness-type double patenting rejection over US 6,762,245.

In view of the above, Applicant believes that the reasons for rejection have been overcome, and the claims herein should be allowable to the Applicant. Accordingly, reconsideration and allowance after- Final Rejection are requested.

Respectfully submitted,


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